

## DEPARTMENT OF COMMERCE

## Bureau of Export Administration

**Action Affecting Export Privileges;  
Louis Akhtab Haneef, Also Known as  
Louis Sinclair Coleman; Order Denying  
Permission To Apply for or use Export  
Licenses**

On December 12, 1991, Louis Akhtab Haneef, also known as Louis Sinclair Coleman (Haneef), was convicted in the United States District Court for the Southern District of Florida of violating section 38 of the Arms Export Control Act (22 U.S.C.A. 2778 (1990)) (the AECA) and the Export Administration Act of 1979, as amended (50 U.S.C.A. app. 2401-2420 (1991 and Supp. 1995)) (the Act),<sup>1</sup> among other crimes. Specifically, Haneef was convicted on one count of knowingly and willfully exporting and causing to be exported from the United States to Port of Spain, Republic of Trinidad and Tobago, firearms and ammunition, without obtaining the required license or written approval from the Department of State; and one count of knowingly and willfully exporting and causing to be exported from the United States to the Republic of Trinidad and Tobago, shotguns, without having obtained the required validated export license from the U.S. Department of Commerce.

Section 11(h) of the Act provides that, at the discretion of the Secretary of Commerce,<sup>2</sup> no person convicted of violating the AECA or the Act, or certain other provisions of the United States Code, shall be eligible to apply for or use any export license issued pursuant to, or provided by, the Act or the Export Administration Regulations (currently codified at 15 CFR Parts 768-799 (1995)) (the Regulations) for a period of up to 10 years from the date of the conviction. In addition, any export license issued pursuant to the Act in which such a person had any interest at the time of conviction may be revoked.

<sup>1</sup> The Act expired on August 20, 1994. Executive Order 12924 (59 FR 43437, August 23, 1994), extended by Presidential Notice of August 15, 1995 (60 FR 42767, August 17, 1995), continued the Regulations in effect under the International Emergency Economic Powers Act, 50 U.S.C.A. 1701-1706 (1991 and Supp. 1994).

<sup>2</sup> Pursuant to appropriate delegations of authority that are reflected in the Regulations, the Director, Office of Export Licensing, in consultation with the Director, Office of Export Enforcement, exercises the authority granted to the Secretary by Section 11(h) of the Act. Because of a recent Bureau of Export Administration reorganization, this responsibility now rests with the Director, Office of Exporter Services. Subsequent regulatory references herein to the "Director, Office of Export Licensing," should be read as meaning "Director, Office of Exporter Services."

Pursuant to sections 770.15 and 772.1(g) of the Regulations, upon notification that a person has been convicted of violating the AECA or the Act, the Director, Office of Export Licensing, in consultation with the Director, Office of Export Enforcement, shall determine whether to deny that person permission to apply for or use any export license issued pursuant to, or provided by, the Act and the Regulations, and shall also determine whether to revoke any export license previously issued to such a person.

Having received notice of Haneef's conviction for violating the AECA and the Act, and following consultations with the Director, Office of Export Enforcement, I have decided to deny Haneef permission to apply for or use any export license, including any general license, issued pursuant to, or provided by, the Act and the Regulations, for a period of 10 years from the date of his conviction. The 10-year period ends on December 12, 2001. I have also decided to revoke all export licenses issued pursuant to the Act in which Haneef had an interest at the time of his conviction.

Accordingly, it is hereby Ordered  
I. All outstanding individual validated licenses in which Haneef appears or participates, in any manner or capacity, are hereby revoked and shall be returned forthwith to the Office of Exporter Services for cancellation. Further, all of Haneef's privileges of participating, in any manner or capacity, in any special licensing procedures, including, but not limited to, distribution licenses, are hereby revoked.

II. Until December 12, 2001, Louis Akhtab Haneef, also known as Louis Sinclair Coleman, 2431 N.W. 7th Street, Pompano Beach, Florida 33069, and currently incarcerated at Federal Correctional Facility, Register Number 28899-004, Post Office Box 888, Ashland, Kentucky 41105-0888, hereby is denied all privileges of participating, directly or indirectly, in any manner or capacity, in any transaction in the United States or abroad involving any commodity or technical data exported or to be exported from the United States, in whole or in part, and subject to the Regulations. Without limiting the generality of the foregoing, participation, either in the United States or abroad, shall include participation, directly or indirectly, in any manner or capacity: (i) As a party or as a representative of a party to any export license application submitted to the Department; (ii) in preparing or filing with the Department any export license application or request for reexport

authorization, or any document to be submitted therewith; (iii) in obtaining from the Department or using any validated or general export license, reexport authorization or other export control document; (iv) in carrying on negotiations with respect to, or in receiving, ordering, buying, selling, delivering, storing, using, or disposing of, in whole or in part, any commodities or technical data exported or to be exported from the United States, and subject to the Regulations; and (v) in financing, forwarding, transporting, or other servicing of such commodities or technical data.

III. After notice and opportunity for comment as provided in Section 770.15(h) of the Regulations, any person, firm, corporation, or business organization related to Haneef by affiliation, ownership, control, or position of responsibility in the conduct of trade or related services may also be subject to the provisions of this Order.

IV. As provided in Section 787.12(a) of the Regulations, without prior disclosure of the facts to and specific authorization of the Office of Export Licensing, in consultation with the Office of Export Enforcement, no person may directly or indirectly, in any manner or capacity: (i) Apply for, obtain, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to an export or reexport of commodities or technical data by, to, or for another person then subject to an order revoking or denying his export privileges or then excluded from practice before the Bureau of Export Administration; or (ii) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate: (a) In any transaction which may involve any commodity or technical data exported or to be exported from the United States; (b) in any reexport thereof; or (c) in any other transaction which is subject to the Export Administration Regulations, if the person denied export privileges may obtain any benefit or have any interest in, directly or indirectly, any of these transactions.

V. This Order is effective immediately and shall remain in effect until December 12, 2001.

VI. A copy of this Order shall be delivered to Haneef. This Order shall be published in the Federal Register.

Dated: October 24, 1995.

Eileen M. Albanese,  
Acting Director, Office of Exporter Services.  
[FR Doc. 95-27214 Filed 11-2-95; 8:45 am]

BILLING CODE 3510-DT-M

**International Trade Administration****[A-580-809]****Circular Welded Non-Alloy Steel Pipe From Korea: Notice of Final Court Decision and Amended Final Determination**

**AGENCY:** Import Administration, International Trade Administration, Department of Commerce.

**ACTION:** Notice of final court decision and amended final determination.

**SUMMARY:** On August 11, 1995, in the case of *Laclede Steel Co. v. United States*, Cons. Ct. No. 92-12-00784, Slip Op. 95-144 ("Laclede"), the United States Court of International Trade (the Court) affirmed the Department of Commerce's (the Department's) results of redetermination on remand of the final determination of sales at less than fair value of circular welded non-alloy steel pipe from Korea. As there is now a final and conclusive court decision in this action, we are amending our final determination in this matter and will instruct the U.S. Customs Service to change cash deposit rates accordingly.

**EFFECTIVE DATE:** November 3, 1995.

**FOR FURTHER INFORMATION CONTACT:** Erik Wurga, Office of Antidumping Investigations, Import Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, D.C. 20230, telephone: (202) 482-0922.

**SUPPLEMENTARY INFORMATION:****Background**

On September 17, 1992, the Department published its final determination of sales at less-than-fair-value. Final Determination of Sales at Less Than Fair Value: Circular Welded Non-Alloy Steel Pipe From the Republic of Korea, 57 FR 42942 (Sept. 17, 1992). On November 2, 1992, the Department published its amendment to the final determination of sales at less-than-fair-value. Notice of Antidumping Orders: Certain Circular Welded Non-Alloy Steel Pipe from Brazil, the Republic of Korea, Mexico, and Venezuela, and Amendment to Final Determination of Sales at Less Than Fair Value: Circular Welded Non-Alloy Steel Pipe From the Republic of Korea, 57 FR 49453 (Nov. 2, 1992).

Subsequent to the Department's final determination, petitioners and three of the investigated companies filed lawsuits with the Court challenging this determination. Thereafter, the Court issued an Order and Opinion dated October 12, 1994, in *Laclede Steel Co. v. United States*, Cons. Ct. No. 92-12-

00784, Slip Op. 94-160, remanding three issues to the Department. The Court instructed the Department to (1) reconsider its original determination that certain overrun pipe sales were within the ordinary course of trade; (2) grant duty drawback adjustments on all U.S. sales, including those compared to constructed value; and (3) conduct a correlation test, utilizing only the price factor, to determine whether there was a correlation between price and levels of trade for the subject merchandise.

The Department filed its remand results on March 3, 1995. On March 9, 1995, the Department filed amended results to correct certain typographical errors. In the remand results, the Department found the overrun pipe sales at issue to be outside the ordinary course of trade. In accordance with the Court's instructions, the Department granted adjustments for duty drawback for all U.S. sales. Additionally, as the results of the correlation test were inconclusive, the Department calculated foreign market value without regard to level of trade.

On August 11, 1995, the Court sustained the Department's remand results. See *Laclede Steel Co. v. United States*, Cons. Ct. No. 92-12-00784, Slip Op. 95-144 (CIT Aug. 11, 1995).

On September 1, 1995, the Department published a notice of court decision pursuant to 19 U.S.C. 1516a(e). Court Decision and Suspension of Liquidation: Circular Welded Non-Alloy Steel Pipe From Korea, 60 FR 45700 (Sept. 1, 1995). In that notice, we stated that we would suspend liquidation until there was a "conclusive" decision in the action. Since publication of that notice, the domestic industry has filed an appeal challenging the Court's order granting intervention to two Korean producers of the subject merchandise. No other appeal was filed. Since the domestic industry's appeal challenges a decision of the Court which is not a decision "not in harmony" with the agency's decision, there is now a "conclusive" decision in this action.

**Amendment to Final Determination**

Pursuant to 19 U.S.C. 1516a(e), we are now amending the final determination in circular welded non-alloy steel pipe from Korea.

The recalculated weighted-average dumping margins are as follows:

Manufacturer/producer/exporter	Margin (percentage)
Hyundai Steel Pipe Co., Ltd .....	4.62
Korea Steel Pipe Co., Ltd .....	4.08
Masan Steel Tube Co. ....	11.63

Manufacturer/producer/exporter	Margin (percentage)
Pusan Steel Pipe Co., Ltd .....	5.35
All others .....	4.80

The Department will instruct the U.S. Customs Service to change the cash deposit requirements in accordance with the above rates.

Dated: October 30, 1995.

Susan G. Esserman,

*Assistant Secretary for Import Administration*  
[FR Doc. 95-27354 Filed 11-2-95; 8:45 am]

**BILLING CODE 3510-DS-P**

**National Telecommunications and Information Administration****Advisory Council on the National Information Infrastructure**

**AGENCY:** National Telecommunications and Information Administration (NTIA), Commerce.

**ACTION:** Notice of open meeting. Notice is hereby given of a meeting of the United States Advisory Council on the National Information Infrastructure, created pursuant to Executive Order 12864, as amended.

**SUMMARY:** The President established the Advisory Council on the National Information Infrastructure (NII) to advise the Secretary of Commerce on matters related to the development of the NII. In addition, the Council shall advise the Secretary on a national strategy for promoting the development of the NII. The NII will result from the integration of hardware, software, and skills that will make it easy and affordable to connect people, through the use of communication and information technology, with each other and with a vast array of services and information resources. Within the Department of Commerce, the National Telecommunications and Information Administration has been designated to provide secretariat services to the Council.

**DATES:** The NII Advisory Council public teleconference will be held on Monday, November 20, 1995 from 2:00 p.m. until 5:00 p.m.

**ADDRESSES:** The NII Advisory Council teleconference meeting will take place in the Forum 2 Conference Room, 1320 North Courthouse Road., Arlington, VA 22201.

**FOR FURTHER INFORMATION CONTACT:** Ms. Elizabeth Lyle, Designated Federal Officer for the Advisory Council on the National Information Infrastructure, National Telecommunications and